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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

11

Application Number

10/604,118

Filing Date

June 26, 2003

First Named Inventor

Ray D. Heineman

Art Unit

2627

Examiner Name

T. Chen

Attorney Docket Number

1046_023

ENCLOSURES (Check all that apply)☒ Fee Transmittal Form☐ Fee Attached☐ Amendment/Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Reply to Missing Parts/Incomplete Application☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board of Appeals and Interferences☒ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s) (please identify below):

A form PTO/SB/33 Pre-Appeal Brief Request For Review (1 page; in duplicate); Applicant's Remarks For Pre-Appeal Brief Request For Review (5 pages); and return receipt postcard.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

WALL MARJAMA & BLINSKI LLP

Signature

Printed name

Robert E. Purcell

Date

October 11, 2006

Reg. No.

28,532

Transmittal

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV676908070US, on the date shown below in an envelope addressed to: MS AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 11, 2006

Signature: Cynthia Losurdo (Cynthia Losurdo)